

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

FEBRUARY 29, 2000

FROM: KEN A. MILLER, Director
Transportation/Flood Control

SUBJECT: **EXTENSION OF TIME, TRACT 15779, FONTANA AREA**

RECOMMENDATION: Approve a twelve (12) month extension of time to April 28, 2001 to complete the road and drainage improvements required for Tract 15779 located in the Fontana area.

BACKGROUND INFORMATION: An agreement and security, including a performance security and a labor and materials security, were accepted by Board action on April 28, 1998 to guarantee the construction of the required road and drainage facilities for Tract 15779 located between Live Oak Avenue, San Bernardino Avenue, Hemlock Avenue and Rosemary Drive in the Fontana area. The principal originally agreed to complete the required improvements by April 28, 2000. The required improvements are not complete at this time and the principal has cited removal of encroachments within right of way as the reason for requesting an extension of time. The extension will allow the principal an additional one (1) year period of time to complete the required road and drainage improvements. The principal has paid the required time extension processing fee. County Policy for Improvement Security/Bonding, approved on June 3, 1991, allows for extensions of time where there are extenuating circumstances. This Department is satisfied that the secured amount is sufficient to complete the construction of the required road and drainage improvements and, therefore, recommends approval of this extension of time. The agreement principal is Tract 15779, L.L.C., Young Homes, 10390 Commerce Center Drive, #250, Rancho Cucamonga, CA 91730. Board approval for all time extensions is required, as stated in the County's Policy for Improvement Security/Bonding approved on September 16, 1985 and amended June 3, 1991.

REVIEW BY OTHERS: This item was reviewed by Deputy County Counsel Charles S. Scolastico on February 2, 2000.

FINANCIAL IMPACT: The securities for this development, including a Road Performance Security in the amount of \$282,000 and a Road Labor and Material Security in the amount of \$141,000 are adequate and the required improvements are to be constructed at no cost to the County.

SUPERVISORIAL DISTRICT: 2nd

PRESENTER: Ken A. Miller

Record of Action of the Board of Supervisors